

Ennerdale & Kinniside Parish Council

Clerk to the Council: Susan Denham-Smith, Routen Farm, Ennerdale, Cleator, Cumbria, CA23 3AU.
Tel: 11946 861270

Minutes of the meeting held on Wednesday 8 May 2019 in St Mary's Church Ennerdale Bridge at 7pm

Present

Cllrs Denham-Smith (MD-S) – Chairman

Councillors

Bridget Johns (BJ), Muir Lachlan (ML), Ric Outhwaite (RO),
Richard Taylor (RT)

Also in attendance

Susan Denham-Smith – Clerk (SDS),
Arthur Lamb - CCC -(AL)
Gwynneth Everett - CBC - (GE) Steven Morgan – CBC – (SM)

Members of the Public

Rev Ian Parker

Minute Number	Item	ACTION
287/05/19	Apologies for Absence No Apologies	
288/05/19	Declarations of Interest Resolved: <ul style="list-style-type: none"> • that Councillors had all signed and updated the Declaration of Interest sheet dated 8 May 2019 in the Declaration of Interest Folder. 	
289/05/19	Minutes of the Parish Council Meeting Held on 13 March 2019 Resolved: that the minutes of the meeting of Ennerdale and Kinniside Parish Council held on 13 March 2019 be signed as a true record by the Chairman subject to correction of spelling error.	
290/05/19	Co-option of new Councillor Following the resignation of Cllr Ayling in March 2019 the Council has two vacancies for new Councillors. The vacancies are advertised on the noticeboard, newsletter and website Resolved that: <ul style="list-style-type: none"> • Cllr Taylor and Rev Parker speak to prospective candidates they have in mind and invite them to attend the July meeting. • Clerk check the eligibility criteria with the Electoral Commission with regard to the location of domicile or prospective candidates. 	All RT/IP SDS
291/05/19	Public Participation Rev Parker raised concern that there is no sign for Kinniside, as you enter the parish from Cleator Moor. Councillors agreed this was an issue that was raised by a member of public last year and it was explained that the Ennerdale sign is a general location sign as defined	

Clerk Actions from meeting 13 March 2019

Clerk Actions

236/01/19 265/03/19 Speak to Stewart Kenyon about further reduction of hedge (query with RT – SDS spoke to Stewart)

259/03/19 **Councillor Actions - not covered in Progress reports.** HIMS report re hedge growth between Howe Hall and Braemar (complete)

261/03/19 Raise concerns with Wild Ennerdale about the lack of consultation regarding planting at the head of the valley.(MDS/RO)
Resolved: this will be taken up at the 20 May Partnership meeting.

262/03/19 School traffic and wild flower projects (BJ)
Resolved: Cllr Johns has spoken to Mr Gartland and will pick it up in September RT

262/03/19 Three Tier Meeting attendance (ML)

262/03/19 Defib MOU

Resolved: Clerk to complete forms, passed to SDS

245/01/19 Asset register photographic risk assessment (complete).

265/03/19 Erosion survey off-road footpath (ML/RT - To be actioned below)

274/03/19 Parking in the Village – letter to the Gather (MDS, to be actioned)

SDS

The following correspondence was received and is to be considered by Councillors for comment or action.

It was resolved that:

the Clerk's Report be accepted with the following actions to be completed.

Date	Correspondence	Resolutions taken:
22/3/19	Cllr Ayling Resignation letter	Clerk to update documents and CBC
22/3/19	Election Papers	Return to CBC by 3 April 2019 – done and elections taken place
20/3/19	Paula Allen LDNPA Pre-Submission Local Plan next stages of consultation early notification	Council comments on LDNPA Local Plan. Councillors to review Cllr Outhwaite's initial comments and submit a unified response, that Ennerdale Bridge is not mentioned on the Destination Plan as an accommodation or recreational hub and that Cleator Moor should be a Gateway
5/4/19	CBC Michelle Pennock electoral Services notices for display	Clerk to display (done)
8/4/19	The LDNP Authority has prepared the Pre-Submission Local Plan which it has published for further consultation prior to submitting	As above 20/3/19

SDS

All/RO

	it to the Secretary of State for Communities and Local Government for examination. replies by 8 June 2019	
8/4/19	ICO invoice for Data protection registration	Cheque for £40 to be raised.
9/4/19	CBC Electoral services notice of uncontested election	Clerk for Noticeboard (done)
9/4/19	BHIB Insurance renewal £330.21 renewal date 1 June 2019	MDS to review and Councillors agreed to renew with current broker. Cheque raised for this meeting
15/4/19	Wild Ennerdale Partners meeting date 20 th May 2019	PC to attend and raise concerns about the lack of consultation about planting at the head of the valley.
26/4/19	Lamplugh PC Annual Parish Meeting invitation 1 st May Lamplugh Village Hall Mike MvKinley Chair of LDNPA to speak about LDNPA boundaries	Personal attendance if wished
23/4/19	Sarah Sharpe, Fearon Place query about her property being mentioned in the minutes	MDS has replied
26/4/19	Remittance advice Precept £3916	For information only.
29/4/19	CALC Notes of 3 Tier Meeting 27/3/19 and invitation to Summer Conference 22 nd June Stoneybeck Inn Penrith (Free)	No further action required.

RO

All relevant electronic mail has been forwarded to councillors

Planning:

Correspondence or applications received between meetings:

Planning Applications

None received

Planning Applications Granted/Refused

Reference: 7/2019/4012

Location: Longmoor Head, Kinniside, Cleator, CA23 3AG

Proposal: Underpinning of eastern elevation and return walls of farmhouse

Reply to: planning@lakedistrict.gov.uk

Approved 4/4/19

Reference: 7/2019/4107

Location: Greenthwaite, Ennerdale, Cleator, CA23 3AR

Proposal: ~~Erection of new two storey 4 bedroom dwelling with detached garage and sheltered external storage areas (resubmission of 7/2018/4016)~~

Refused 4/4/19

	<p><u>Additional Duties</u></p> <ul style="list-style-type: none"> • Audit Preparation and submission and meeting with Internal Auditor, Chapel Consulting in Seascale • Election - submission of papers at the Copeland Centre, Whitehaven 	
295/05/19	<p>B: Defibrillator Project – (Cllrs Outhwaite)</p> <p>The defibrillator is now installed in the porch of the Shepherds Arms Hotel. Cllrs Outhwaite and Johns met with Chris Abbott of the Arlecdon First Responders for familiarisation training on how to use and maintain the defibrillator. Cllr Johns has set up a written rota, which will remain in the cabinet to record the weekly checks. The checks include:</p> <ul style="list-style-type: none"> • Battery and Pads are in date • Consumables (scissors, face mask, razor, sweat absorber and gloves) are present • Door function <p>The Memorandum of Understanding and replies to North West Ambulance Service regarding maintenance of the Defibrillator have been passed to the Clerk for completion.</p> <p>Resolved:</p> <ul style="list-style-type: none"> • Cllr Johns will continue to check the defibrillator on a weekly basis • The Defibrillator will remain as an item on the Agenda and a report will be made at each meeting regarding the Defib's status. • The Clerk will complete and forward the MOU paperwork. 	<p>BJ</p> <p>BJ</p> <p>SDS</p>
296/05/19	<p>C:GDPR (Cllr Denham-Smith)</p> <p>Cllr Denham-Smith has carried out a Data Audit. Cllr Lachlan has approved the submission, Cllr Johns has forwarded suggestions for amendments.</p> <p>Resolved:</p> <ul style="list-style-type: none"> • Cllrs Denham-Smith and Johns to discuss details of the audit together. • Cllr Denham-Smith to complete Data Audit and draft Privacy Policy. 	<p>BJ/MDS</p> <p>MDS</p>
297/05/19	<p>D: Village Open Spaces Maintenance (Cllrs Outhwaite/Lachlan/D-Smith)</p> <p>Common Land DEFRA to visit – Cllr Taylor has still to arrange this visit to take advice on use/maintenance/responsibility of ownership of common land</p> <p>Reducing the Height of the Hedges The Clerk has contacted Stuart Kenyon (hedging contractor) with regards to reducing the height of more of the hedges bordering the off-road footpaths. Mr Kenyon has agreed to meet with Cllr Taylor to discuss the scope of work and provide a price for carrying out the work in the autumn.</p>	<p>RT</p> <p>RT</p>

	<p>Off-road Footpath Cold Fell Road Drainage (survey Cllrs Lachlan/Taylor)</p> <p>A ditch on Parish Council land, next to the off-road footpath on the Cold Fell Road, has been cleared without permission and the spoil left on the path. The result of this is that the path is muddy and narrowed. The surface of the path is the responsibility of the LDNPA. In order to alleviate the problem of the ditch blocking in the a pipe may need to be inserted under the path.</p> <p>Resolved: To contact Mike Tattersall LDNPA to request the path be cleared and to discuss the possibility of piping the flow under the path.</p>	RT
298/05/19	<p>E: Highways Issues: to consider and raise issues of concern regarding the highways. Cllr Lachlan circulates a full report of actions taken and matters discussed with The Highways Department to Councillors prior to the meeting:</p> <ul style="list-style-type: none"> • 1 Signs Missing or Damaged (ongoing as 241/01/19 and 266/03/19) • 2. Cold Fell Road Repairs – (ongoing as 241/01/19 and 266/03/19) • 3. Croasdale Beck Banking Erosion, deferred until summer 2019 (as 241/01/19 and 266/03/19) • 4. Kirkland Road Flooding Work now complete. • 5. Application for Public Street Status for Grike Corner to Bleach green (ongoing awaiting replies as 241/01/19 and 266/03/19) • 6. C4004 Road – Lay-Bye between High and Low Waterside Farm Entrances. Work Complete and there is full access to the Lay-bye • 7. Blocked Gullies near Hazel Holme. A more powerful jet is required and is on order with the Highways dpt. However, this is a recurring problem and Councillors thought a more permanent solution was required including the possibility of increasing the height of the section of road so the water flows under, which might even be considered as part of the planned cycle path scheme. <p>Additional items discussed</p> <ul style="list-style-type: none"> • Hedge on Kirkland Road just beyond Tom Butt, encroaching on the road • The New House on the Wath Brow Road the kerb is not sending the water away • Cyclists riding 3 abreast being dangerous and the possibility of single file signs. <p>Resolved: The following items will be reviewed and discussed with The Highways Department</p> <ul style="list-style-type: none"> • Hedge on Kirkland Road just beyond Tom Butt, encroaching on the road 	ML

	<ul style="list-style-type: none"> The new house on the Wath Brow Road the kerb is not sending the water away Cyclists riding 3 abreast being dangerous and the possibility of single file signs being installed. 	ML ML
299/05/19	<p>F: Cold Fell Action Group (Cllr Lachlan) Next meeting is on Monday 13th May at 2pm Yottenfews to publicise the lambs going back on the road. Issues which have not been not followed up from previous meetings.</p> <ol style="list-style-type: none"> Prevention of use of the Cold Fell Road by Sellafield contractors and crew vehicles – This used to be an item in contracts to prevent crew busses, delivery vans or plant using the road Also the Sellafield new starters, code of conduct has not been evident for many years <p>Resolved:</p> <ul style="list-style-type: none"> Cllr Lachlan will raise the example of Shepley Ltd who do not allow the use of the Cold Fell road in their vehicles and ask for the code of conduct to be reintroduced for new starters Cllr Denham-Smith will speak to Steve Williams contract officer for DDP with a view to reintroducing the code of conduct for new starters. 	ML MDS
300/05/19	<p>G: Footpath East (Village to Bleach Green) (Cllr Outhwaite) Planning application has been submitted, and tenders for subcontractors are being sent out to allow for a formal grant application LDNPA are underwriting the cost. This is a change from the original agreement with the NT.</p> <p>Resolved:</p> <ul style="list-style-type: none"> Cllr Outhwaite to circulate the application map and confirm in writing the underwriting of the costs by LDNPA 	RO
301/05/19	<p>H: West Coast Travel Plan, Off-Road Footpath/Cycleway - West (between Ennerdale Bridge and Cleator Moor)</p> <p>Resolved:</p> <ul style="list-style-type: none"> Cllr Outhwaite to find further in formation AL to follow up with Kevin Cosgrove as to the status of the project and the plans. Also to request that a mown path be cut on one side in the meantime to provide a place for pedestrians off the road. 	RO AL
302/05/19	<p>I: Asset Register Consideration of need/use and liability of common land in Parish Ownership/other assets A photographic review of Common Land has been Annexed to the Asset register and published on the web site</p> <p>Resolved:</p> <ul style="list-style-type: none"> Cllr Denham-Smith to complete a photographic inventory of the rest of the assets Cllr Taylor to speak to DEFRA for advice regarding our rights/liabilities and to discuss the condition of the common 	MDS RT

	land areas with regard to the liabilities of the surrounding land owners see also (297/05/19)	
303/05/19	<p>K: Lakeside/Inland Footpath Bleach Green Shore (Cllr Outhwaite) Cllr Outhwaite has met Steve Tatlock LDNP Ranger and some significant work has been carried out to free the route along the west lake shore. The access just past the foot bridge at the weir still needs improvement. The LDNPA have agreed to continue completing the work, however the concern was raised that the tax payer is paying (through the LDNPA's good will) not the land owner (UU), who should be responsible.</p> <p>Cllr Taylor requested that a suitable surface be added due to ensure disabled access.</p> <p>Resolved: Cllr Outhwaite to continue monitoring progress.</p>	RO
304/05/19	<p>Parking and Traffic in the Village (Cllr Johns) Problem hotspots in the village including around The Gather</p> <p>At the last meeting the increased parking problems in the village were discussed including hot spots around the Gather, Sellafield workers using the village as a meeting point and cars around the school at arrival and departure time.</p> <p>A letter has been drafted to send to the manager of the Gather, Carol Higgins to inform them of the problems, and invite them to attend the next meeting in July to discuss a way forward with the Parish Council.</p> <p>Resolved:</p> <ul style="list-style-type: none"> To send the letter as drafted with the addition of comment on the requirements of the planning permission. 	MDS
305/05/19	<p>Review of Governance Documents Resolve to:</p> <ul style="list-style-type: none"> Update standing Orders in accordance with Legal briefing L09-18 NALC 2018 Cllr Denham-Smith to review the SOs 	SDS MDS
306/05/19	<p>The Mill Historic Value and Listed Building Status Application (Cllr Taylor)</p> <p>Not all Councillors are in full agreement with applying for listing or that it would be successful, but the majority view was that an application should be made and possibly in conjunction with the LDNPA, Dept of Culture Media and Sport and Lamplugh Heritage society.</p> <p>Cllr Taylor clarified it is just the mill part that would be applied for listing and not the house</p> <p>Resolved:</p> <ul style="list-style-type: none"> Cllr Outhwaite to contact the Department of Culture Media and Sport and make an application 	RO
307/05/19	<p>Neighbourhood Watch and Police reports There are still problems with the Cumbria Constabulary Crime report maps not being updated. The latest update was from February and reported nothing in the area.</p>	

A Councillor made an unconfirmed report that sheep had been stolen, 2 quad bikes and a land rover in the area. 1 vehicle had been stolen by means of breaking and entering to take the keys from the house.

Resolved:

Clerk to contact Cumbria Constabulary to re-establish reliable reporting.

SDS

308/05/19

Council Finance

To consider any payments and/or grants to be made and receive an updated bank reconciliation.

The Clerk reported that the Precept had been received in full £3,916.00 and that the Audit had been completed and signed by the Council at the AGM including (Certification of Exemption, Governance Statements - minute 286/05/19)

Resolved: to make the following payments:

Date	Voucher Number	Payee	Description	Amount	Cheque number
08 May 2019	0068	CCC Defib Signs		£ 84.60	000547
08 May 2019	0069	Ennerdale Community Centre 1/4/17 - 31/3/18		£ 72.00	000548
08 May 2019	0070	Contact April 2019		£ 40.00	000549
08 May 2019	0071	ICO 2019		£ 40.00	000550
08 May 2019	0072	Stewart Kenyon		£ 162.00	000551
08 May 2019	0073	St Mary's Church PCC Grant		£ 300.00	000552
08 May 2019	0074	Lamplugh Sports Committee		£ 100.00	000553
08 May 2019	0075	BHIB Insurance		£ 330.21	000554
08 May 2019	0077	CALC Subscription		£ 125.51	000555
08 May 2019	0078	Chapel Consultants (Audit)		£ 36.00	000556
08 May 2019	0079	Ric Outhwaite for Planning Portal	Footpath Planning application	£ 1,034.00	000557
			TOTAL	£ 2,324.32	

Total spend this meeting £2,324.00

	<p>Resolved:</p> <ul style="list-style-type: none"> to accept the Bank Reconciliation dated 8 May 2019, of a current account balance of £7,107.29 This represents an uncleared balance of £5,515.61 made up of the cleared balance minus £2,324,32 spend agreed and payment of the Precept of £3,916.00 The reconciliation was against Bank Statement 229 dated 23/04/19. 	
309/05/19	<p style="text-align: center;">Councillor Matters</p> <p>Councillor Matters: Feedback from other meetings attended: Items not covered by other agenda items.</p> <p>Cllr Taylor has arranged a meeting with Steve Tatlock. Park Management Team Leader Lake District National about dust levels on the forest track to Gillerthwaite and carrying out a related risk assessment.</p> <p>Cllr Lachlan had been contacted by Parishioner Mike Blackhurst regarding omitting Vicarage Lane from the recent road sweeping.</p> <p>Resolved: Cllr Lamb will query why some areas for road sweeping are at the discretion of the driver and how an assessment is made.</p>	<p>RT</p> <p>AL</p>
310/05/19	<p>Items for the next meeting: for Councillors to suggest items for the next agenda:</p> <p style="text-align: center;">Date of the next meeting: <u>Wednesday 10 July 2019</u> <u>7:00pm</u></p> <p>Meeting Closed at 21:08hrs</p> <p>Chairman.....</p> <p>Date.....</p>	
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